SENATE BILL No. 385

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-10.1-2-1.

Synopsis: School year. Requires schools to begin student instructional days for the school year after August 31 and to end before June 2, beginning with the 2007-08 school year.

Effective: July 1, 2005.

Meeks

January 11, 2005, read first time and referred to Committee on Education and Career Development.



y



First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in this style type, and deletions will appear in this style type.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

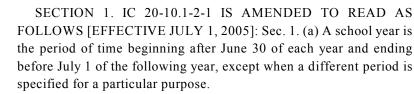
Conflict reconciliation: Text in a statute in *this style type* or *this style type* reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

C

SENATE BILL No. 385

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:



- (b) A student instructional day in grades 1 through 6 consists of a minimum of five (5) hours of instructional time. A student instructional day in grades 7 through 12 consists of a minimum of six (6) hours of instructional time. For purposes of this section, instructional time is time in which students are participating in an approved course, curriculum, or educationally related activity under the direction of a teacher, including a reasonable amount of passing time between classes. However, instructional time does not include lunch or recess.
- (c) For the 1987-88 school year, each school corporation shall conduct at least one hundred seventy-five (175) student instructional days. For the 1988-89 school year and each school year after that, each school corporation shall conduct at least one hundred eighty (180)

1

2

3

4

5

6

7

8

9

10

11 12

13

14

15

16

17

2005

IN 385—LS 7675/DI 109+

b

y

1	student instructional days. No later than June 15 of each school year,
2	the superintendent of each school corporation shall certify to the
3	department the number of student instructional days conducted during
4	that school year.
5	(d) If a school corporation fails to conduct the minimum number of
6	student instructional days during a school year as required under
7	subsection (c), the department shall reduce the August tuition support
8	distribution to that school corporation by an amount determined as
9	follows:
0	(1) For the 1987-88 school year, the amount determined under
1	STEP THREE of the following formula:
2	STEP ONE: Divide the amount of the total tuition support
.3	allocated to the school corporation for the 1987-88 school year
4	by one hundred seventy-five (175).
.5	STEP TWO: Subtract the number of student instructional days
6	that the school corporation conducted from one hundred
7	seventy-five (175).
8	STEP THREE: Multiply the amount determined under STEP
9	ONE by the amount determined under STEP TWO.
20	(2) For the 1988-89 school year and each school year after that,
21	the amount determined under STEP NINE of the following
22	formula:
23	STEP ONE: Determine the remainder of:
24	(A) the amount of the total tuition support allocated to the
25	school corporation for the particular school year; minus
26	(B) that part of the total tuition support allocated to the school
27	corporation for that school year with respect to student
28	instructional days one hundred seventy-six (176) through one
29	hundred eighty (180).
0	STEP TWO: Subtract the number of student instructional days
31	that the school corporation conducted from one hundred eighty
32	(180).
3	STEP THREE: Determine the lesser of five (5) or the remainder
34	determined under STEP TWO.
55	STEP FOUR: Divide the amount subtracted under STEP ONE(B)
66	by five (5).
37	STEP FIVE: Multiply the quotient determined under STEP FOUR
8	by the number determined under STEP THREE.
9	STEP SIX: Subtract the number determined under STEP THREE
10	from the remainder determined under STEP TWO.
1	STEP SEVEN: Divide the remainder determined under STEP
12	ONE by one hundred seventy-five (175).



SEVEN by the remainder determined under STEP SIX. STEP NINE: Add the product determined under STEP FIVE the product determined under STEP EIGHT. (e) The department may grant a waiver of the penalty imposed ur subsection (d) for a particular number of cancelled student instruction days if: (1) the school corporation applies to the department for a wa of the penalty imposed under subsection (d) for a specific num of cancelled student instructional days; and (2) each of the particular number of student instructional of requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection description	SEVEN by the remainder determined under STEP SIX. STEP NINE: Add the product determined under STEP FIVE to the product determined under STEP EIGHT. (e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instructional days if: (1) the school corporation applies to the department for a waiver of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled due to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must end before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student		
the product determined under STEP FIVE the product determined under STEP EIGHT. (e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instruction days if: (1) the school corporation applies to the department for a way of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the subsection of the product of the product of the product determined under STEP FIVE TO The department may grant a waiver of the penalty imposed under the penalty imposed under the department for a way of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the department for a way of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed	the product determined under STEP FIVE to the product determined under STEP EIGHT. (e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instructional days if: (1) the school corporation applies to the department for a waiver of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled due to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	1	STEP EIGHT: Multiply the quotient determined under STEP
the product determined under STEP FIVE the product determined under STEP EIGHT. (e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instruction days if: (1) the school corporation applies to the department for a way of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the subsection of the product of the product of the product determined under STEP FIVE TO The department may grant a waiver of the penalty imposed under the penalty imposed under the department for a way of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the department for a way of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed under subsection (d) for a specific number of the penalty imposed	the product determined under STEP FIVE to the product determined under STEP EIGHT. (e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instructional days if: (1) the school corporation applies to the department for a waiver of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled due to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	2	SEVEN by the remainder determined under STEP SIX.
(e) The department may grant a waiver of the penalty imposed unsubsection (d) for a particular number of cancelled student instruction days if: (1) the school corporation applies to the department for a way of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days; and requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the subsection of the particular number of student instructions.	(e) The department may grant a waiver of the penalty imposed under subsection (d) for a particular number of cancelled student instructionary days if: (1) the school corporation applies to the department for a waiver of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled due to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructionary days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	3	STEP NINE: Add the product determined under STEP FIVE to
subsection (d) for a particular number of cancelled student instruction days if: (1) the school corporation applies to the department for a way of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the subsection of the school year subsection days.	subsection (d) for a particular number of cancelled student instructional days if: (1) the school corporation applies to the department for a waive of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled due to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	4	the product determined under STEP EIGHT.
days if: (1) the school corporation applies to the department for a way of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the school year and the school year school year subsection described to the school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the school year year year.	days if: (1) the school corporation applies to the department for a waive of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional day requested to be waived under this subsection was cancelled du to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	5	(e) The department may grant a waiver of the penalty imposed under
(1) the school corporation applies to the department for a way of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the school year and the school year school year subsection described to the school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the school year year.	(1) the school corporation applies to the department for a waive of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional day requested to be waived under this subsection was cancelled du to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	6	subsection (d) for a particular number of cancelled student instructional
of the penalty imposed under subsection (d) for a specific num of cancelled student instructional days; and (2) each of the particular number of student instructional of requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described	of the penalty imposed under subsection (d) for a specific number of cancelled student instructional days; and (2) each of the particular number of student instructional days requested to be waived under this subsection was cancelled du to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	7	days if:
of cancelled student instructional days; and (2) each of the particular number of student instructional of requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described	of cancelled student instructional days; and (2) each of the particular number of student instructional day requested to be waived under this subsection was cancelled du to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	8	(1) the school corporation applies to the department for a waiver
12 requested to be waived under this subsection was cancelled 13 to extraordinary circumstances. 14 (f) The department shall develop guidelines for school corporate 15 to apply for a waiver under subsection (e). 16 (g) Beginning with the 2007-08 school year, student instruction 17 days for a school year must begin after August 31 and must 18 before June 2, including any make-up days. This subsection of	12 (2) each of the particular number of student instructional day 12 requested to be waived under this subsection was cancelled du 13 to extraordinary circumstances. 14 (f) The department shall develop guidelines for school corporation 15 to apply for a waiver under subsection (e). 16 (g) Beginning with the 2007-08 school year, student instructional 17 days for a school year must begin after August 31 and must en 18 before June 2, including any make-up days. This subsection does 19 not apply to a year-round school that conducts studen 20 instructional days (other than during summer school) during	9	of the penalty imposed under subsection (d) for a specific number
requested to be waived under this subsection was cancelled to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the subsection of the school year must begin after August 31 and must before June 2, including any make-up days.	requested to be waived under this subsection was cancelled du to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	10	of cancelled student instructional days; and
to extraordinary circumstances. (f) The department shall develop guidelines for school corporate to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection days.	to extraordinary circumstances. (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	11	(2) each of the particular number of student instructional days
14 (f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). 16 (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the school year must begin after August 31 and must before June 2, including any make-up days. This subsection described to the school year must begin after August 31 and must before June 2, including any make-up days.	(f) The department shall develop guidelines for school corporation to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must enbefore June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	12	requested to be waived under this subsection was cancelled due
to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection days.	to apply for a waiver under subsection (e). (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	13	to extraordinary circumstances.
16 (g) Beginning with the 2007-08 school year, student instruction days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection days	16 (g) Beginning with the 2007-08 school year, student instructional days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts student instructional days (other than during summer school) during	14	(f) The department shall develop guidelines for school corporations
days for a school year must begin after August 31 and must before June 2, including any make-up days. This subsection d	days for a school year must begin after August 31 and must en before June 2, including any make-up days. This subsection doe not apply to a year-round school that conducts studen instructional days (other than during summer school) during	15	to apply for a waiver under subsection (e).
before June 2, including any make-up days. This subsection d	before June 2, including any make-up days. This subsection does not apply to a year-round school that conducts studen instructional days (other than during summer school) during	16	(g) Beginning with the 2007-08 school year, student instructional
	not apply to a year-round school that conducts studen instructional days (other than during summer school) during	17	days for a school year must begin after August 31 and must end
	20 instructional days (other than during summer school) during	18	before June 2, including any make-up days. This subsection does
19 not apply to a year-round school that conducts stud		19	not apply to a year-round school that conducts student
20 instructional days (other than during summer school) durin	21 school term in twelve (12) consecutive months.	20	instructional days (other than during summer school) during a
21 school term in twelve (12) consecutive months.		21	school term in twelve (12) consecutive months.

